Attorney Docket No.: NANI-002/01US

PATENT

hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231 on November 22, 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Peter E. von Behrens, et al.

Serial No.:

10/080,640

Examiner:

Not assigned

Confirmation No.:

8160

Art Unit:

2834

Filed:

February 21, 2002

For:

SMA ACTUATOR WITH IMPROVED TEMPERATURE CONTROL

Commissioner for Patents Washington, D.C. 20231

TRANSMITTAL LETTER

Transmitted herewith are the following documents:

- 1. Revocation and New Power by Assignee and Change of Address; and
- 3. Return Receipt Postcard.

Dated:

Respectfully submitted, COOLEY GODWARD LLP

Cooley Godward LLP Attn: Patent Group Five Palo Alto Square 3000 El Camino Real Palo Alto, CA 94306-2155

Tel: (650) 843-5000 Fax: (650) 857-0663

WSG:dm

By:

William S. Galliani Reg. No. 33,885

Attorney Docket No.: NANI-002/01US



RECEIENT

DEC -5 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFIGE

In re application of

Peter E. von Behrens, et al.

Serial No.:

10/080,640

Examiner:

Not assigned

Confirmation No.:

8160

Art Unit:

2834

Filed:

February 21, 2002

For:

SMA ACTUATOR WITH IMPROVED TEMPERATURE CONTROL

RECEIVED

Commissioner for Patents Washington, D.C. 20231

DEC _{1 1} 2002

TECHNOLOGY CENTER R3700

REVOCATION AND NEW POWER BY ASSIGNEE AND STATEMENT UNDER 37 C.F.R. §3.73(b)

The Assignee of the entire right, title, and interest in the above-identified application hereby revokes all previously granted powers and grants the registered practitioners of Cooley Godward LLP included in the Customer Number provided below power to act, prosecute, and transact all business in the U.S. Patent and Trademark Office in connection with this application, any applications claiming priority to this application, and any patents issuing therefrom.

The assignee certifies that to the best of its knowledge and belief it is the owner of the entire right, title, and interest in and to the above-identified application as evidenced by:

- [] An assignment document, a copy of which is enclosed herewith;
- [X] An assignment previously recorded in the U.S. Patent and Trademark Office at Reel 012632, Frame 0273.

618984 v1/PA D9M001!.DOC

Attorney Docket No.: NANI-002/01US Application Serial No.: 10/080,640

Page 2

Please direct all telephone calls and correspondence to:

COOLEY GODWARD LLP

ATTN: Patent Group Five Palo Alto Square 3000 El Camino Real Palo Alto, CA 94306-2155 Tel: (650) 843-5000

Tel: (650) 843-5000 Fax: (650) 857-0663

CUSTOMER NUMBER:

23419

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

Date: 11-12.02

Signature:

Name:

Title: Chief Financial Officer

Company: Na

NanoMuscle, Inc.